

Panaji, 7th January, 1982 (Pausa 17, 1903)

SERIES II No. 41

OFFICIAL GAZETTE



GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Home Department (General)

Notification

No. T/11-24/79-HD(G)

In exercise of the powers conferred by sub-section (1) and (2) of section 110 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939) and all other powers enabling him in that behalf and in supersession of all earlier Notifications in this regard, the Lieutenant Governor of Goa, Daman and Diu hereby constitutes the Motor Accidents Claims Tribunals specified in column 3 of the Schedule appended below for the areas shown respectively in column 4 and appoints the District and Sessions Judges, shown in the corresponding entry of column 2 of the Schedule as the members, of the said Tribunals:—

SCHEDULE

Sr. No.	Designation of the Member	Name of the Tribunal	Area
1	2	3	4
1.	District and Sessions Judge, Panaji.	Motor Accidents Claims Tribunal, Panaji.	Tiswadi (Ilhas), Bardez, Pernem, Bicholim and Satar Talukas of Goa District, and the Districts of Daman and Diu, Union territory of Goa, Daman and Diu.
2.	District and Sessions Judge, Margao.	Motor Accidents Claims Tribunal, Margao.	Ponda, Salcete, Quepem, Sanguem, Canacona and Mormugao Talukas of Goa, District, Union Territory of Goa, Daman and Diu.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. M. Naik, Under Secretary (Home).

Panaji, 28th December, 1981.

Works, Education and Tourism Department

Order

No. 15/3/81-WET

Shri Madangopal Ratilal Dave is hereby temporarily appointed as Lecturer in Hindi in the Government College, Daman with effect from 16-11-81 (FN) on an initial pay of Rs. 700/- p.m. in the pay scale of Rs. 700-40-900-EB-40-1100-50-1300 plus the usual allowances admissible from time to time.

The appointment is purely on ad-hoc basis and will not bestow on him any claim for regular appointment, promotion to a higher post and seniority and will be liable to be terminated by one month's notice or with payment of one month's salary in lieu of notice.

Other conditions of service will be governed by the relevant rules and regulations laid down by Government from time to time.

The appointment is subject to his being declared fit for appointment by the Medical Board.

The appointment is further subject to the conditions that in case he found to be having bad character/reputation or antecedent, his services will be terminated.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. D. Vengurlekar, Planning Officer.

Panaji, 31st December, 1981.

Order

No. 15/2/80-WET

Shri Deepak G. Bidwai is hereby temporarily appointed as Lecturer in Commerce in the Government College, Daman with effect from 4-9-81 (FN) on an initial pay of Rs. 700/- p.m. in the pay scale of Rs. 700-40-900-EB-40-1100-50-1300 plus the usual allowances admissible from time to time.

The appointment is purely on ad-hoc basis and will not bestow on him any claim for regular appointment, promotion to a higher post and seniority and will be liable to be terminated by one month's notice or with payment of one month's salary in lieu of notice.

Other conditions of service will be governed by the relevant rules and regulations laid down by Government from time to time.

The appointment is further subject to the condition that in case he is found to be having bad character/reputation or antecedent, his services will be terminated.

Shri Deepak G. Bidwai has been declared fit for appointment by the Medical Board.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. D. Vengurlekar, Planning Officer.

Panaji, 31st December, 1981.

Order

No. 15/2/81 WET

Kum. Mridula Dwivedi is hereby temporarily appointed as Lecturer in Hindi with effect from the date of taking over the charge of the post, on an initial pay of Rs. 700/- p.m. in the pay scale of Rs. 700-40-900-EB-40-1100-50-1300 plus the usual allowances admissible from time to time.

The appointment is purely on ad-hoc basis and will not bestow on her any claim for regular appointment, promotion to a higher post and seniority and will be liable to be terminated by one month's notice or with payment of one month's salary in lieu of notice.

Other conditions of service will be governed by the relevant rules and regulations laid down by Government from time to time.

The appointment is subject to her being declared fit for appointment by the Medical Board.

The appointment is further subject to the conditions that in case she is found to be having bad character/reputation or antecedent, her services will be terminated.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. D. Vengurlekar, Planning Officer.

Panaji, 31st December, 1981.

Forest and Agriculture Department

Order

No. 11-10-78-AH

Read: Notice dated 1-12-1981 from Dr. R. P. Singh, Veterinary Officer, Diu.

In pursuance of the notice given by Dr. R. P. Singh Veterinary Officer, Diu, under Rule 5(1) of the Central Civil Services (Temporary Service) Rules, 1965, he stands relieved from the post with effect from 31-12-1981 afternoon.

He shall hand over the charge of the post to Dr. Ashok Raikar, Veterinary Officer.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. P. Gannekar, Under Secretary to the Government of Goa, Daman and Diu.

Panaji, 29th December, 1981.

Revenue Department

Notification

No. 22/158/81-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. For Development of Palolem Beach at Nagorcem, Canacona.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act,

be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Deputy Collector, Goa South Division, Margao, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Deputy Collector Goa South Division, Margao.
3. The Director of Tourism, Panaji.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Deputy Collector, Goa South Division, Margao, for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No.	Sub-Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Canacona	Nagorcem	124	1	Balkrishna Bhuto Dessai. Sadashiv Malu Dessai.	450.00
				2	Ananat Bhikon Naik Dessai. Hari Bhikon Naik Dessai.	700.00
				3	Apa Kitu Naik Dessai. Krishna Kitu Naik Dessai. Jiva Apa Naik Dessai.	775.00
				4	Shivram Fondu Naik Dessai.	425.00
				5	Radhabai Fundalik Dessai. Taramati Laxman Dessai.	375.00
				6	Kusta Bhagdu Dessai. Rama Bhagdu Dessai. Datta Bhagdu Dessai. Purshottam Babu Dessai. Shanu Bhagdu Dessai.	400.00

1	2	3	4	5	6	7
	Canacona	Nagorcem	124	7	Kushali Sambha Dessai. Hari Shamba Dessai. Bhikaro Yesso Dessai. Manohar Vittoba Dessai. Durgabai Uttam Dessai. Umabai Uttam Dessai.	400.00
				8	Bhikaro Yesso Dessai. Manohar Vithoba Dessai. Kushali Samba Dessai. Durgabai Shiva Dessai. Umabai Uttam Dessai. Hari Shamba Dessai.	575.00
				9	Jiva Apa Naik Dessai. Apa Kitur Dessai. Krishna Kitur Dessai.	500.00
				10	Anand Bhikon Naik Dessai. Hari Bhikon Naik Dessai.	1,000.00
				11	Ambaji Laximon Gaitonde.	500.00
				12	Dilip Shripad Gaitonde.	3,500.00
				13	Durgabai Pandurang Gaitonde. Balchandra Pandurang Gaitonde. Yeshwant Gonpat Gaitonde.	5,775.00
				14	Dilip Shripad Gaitonde.	1,500.00
				15 (Part)	Madhududan Dattatrya Gaitonde. Manohar Sajroba Gaitonde. Sharad Shantaram Gaitonde. North: River Road. South: Arabian Sea. East: Survey No. 120/6, 11, 12 & 124/15. West: River.	1,700.00
	120			1	Fondur Shivram Naik Dessai. Mahendra Shivram Dessai. Pradip Shivram Dessai. Arvinda Shivram Dessai.	4,500.00
				2	Calsu Yesso Naik Dessai. Dattu Yesso Naik Dessai. Parvati Malu Dessai.	525.00
				3	Kushali Shmha Dessai. Bhikaro Yesso Dessai. Manohar Vithoba Dessai. Hari Shamba Dessai. Umabai Vithol Dessai. Dewgabai Shiva Dessai.	200.00
				4	Custa Bhagdu Dessai. Ram Bhagdu Dessai. Dattu Bhagdu Dessai. Purshottam Babu Dessai. Shevanti Vaikunt Dessai. Kesav Khushali Fal Dessai.	200.00
				5	Kalu Pundalik Dessai. Rahunath Laxman Dessai. Devappa Laxman Dessai.	200.00
				6	Fondur Shivam Naik Dessai. Arvinda Shivram Dessai. Pradip Shivram Dessai. Mahondra Shivram Dessai.	6,500.00
				7	Gonba Bhagdu Dessai.	8,000.00
				8	Smt. Jailabai Naik.	6,500.00
				9	Trimbak Nilkant Nagorcekar. Sadashiv Malu Dessai. Balkrishna Bhuto Dessai.	1,900.00
				10	Viruprakasha Ramchandra Nagorcekar.	1,500.00
				29 (Part)	Dilip P. Gaitonde.	4,000.00
				30 (Part)	Durga Pandurang Gaitonde. Balchandra Pandurang Gaitonde. Yeshwant Gonapat Gaitonde.	6,000.00
				31 (Part)	Grampanchat of Nagorcem-Palolem.	1,000.00
	118			1 (Part)	Ramesh Sarvotham Sinai Nagorcekar.	2,500.00
				2 (Part)	Paulo D'Silva.	300.00
				3 (Part)	Alexander Antonio Marra D'Silva.	300.00

1.	2.	3.	4.	5.	6.	7.
Canacona	Nagorcem	118	4		Devappa Yessu Bikon. Pursushottam Yessu Bikon. Fati Yessu Bikon. Vishwanath Yessu Bikon.	1,500.00
			5		Jiv Bhume Bikon. North: Survey No. 120/29, 31, 31 Survey No. 118/1, 2, 3 & Road. South: Arabian Sea. East: Road & Survey No. 118/6. West: Survey No. 120/29, 21 & Road.	2,000.00
Total						66,200.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 9th December, 1981.

Notification

No. 22/161/81-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Construction of approach road to Low Level Causeway at Zari, Moti, Daman.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing com-

pensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act, will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act, the Deputy Collector of Daman, Daman to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Daman, Daman.
2. The Deputy Collector, Daman.
3. The Executive Engineer, P. W. D., Daman.

6. A rough plan of the said land is available for inspection in the Office of the Collector of Daman for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Plot No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Daman	Zari		116/1	Bhalia Chhagan. Vallabh Chhagan. Paliben wd/o Babu Chhagan.	375.00
2.	—do—	—do—		116/4	Bhalia Chhagan. Vallabh Chhagan. Paliben wd/o Babu Chhagan.	25.00
3.	—do—	—do—		2/4	Shankar Laxman. Bhula Laxman. Nathu Laxman.	50.00
4.	—do—	—do—		2/5	Fakir Gandhya.	25.00
5.	—do—	—do—		1	Prema Hira.	75.00
6.	—do—	—do—		128	Chhagan Mochi.	125.00
7.	—do—	—do—		129/1	Prema Hira.	200.00
8.	—do—	—do—		129/2	Devu Gandia.	150.00
9.	—do—	—do—		129/3	—do—	250.00
10.	—do—	—do—		129/7	Fakir Gandhya.	25.00
11.	—do—	—do—		129/8	Lallu Laxman.	300.00

1	2	3	4	5	6	7
12.	Daman	Zari		129/5	Prema Hira.	525.00
13.	— do —	— do —		129/6	Bhagu Gandhya.	100.00
14.	— do —	— do —		119/1	Somliben Rama.	225.00
15.	— do —	— do —		119/4	Nattu Laxman.	25.00
16.	— do —	— do —		121	— do —	575.00
17.	— do —	— do —		112/5	Prema Hira.	475.00
18.	— do —	— do —		110	Ramanlal Jeevan.	1,750.00
19.	— do —	— do —		107/1	Shankar Laxman.	325.00
20.	— do —	— do —		107/2	Bulla Laxman.	450.00
21.	— do —	— do —		106/6	— do —	50.00
22.	— do —	— do —		108	Jeevan Babul.	450.00
23.	— do —	— do —		102/1	Budhia Surji.	250.00
24.	— do —	— do —		102/2	Prabhu Radkha.	725.00
25.	— do —	— do —		101	Gopal Surji.	50.00
26.	— do —	— do —		103	Jagan Mervan.	600.00
27.	— do —	— do —		98	Vajir Bucha.	425.00
28.	— do —	— do —		96/1	Jamku Keddar.	75.00
29.	— do —	— do —		96/2	Mathu Keddar.	50.00
30.	— do —	— do —		95/1	Jagan Mervan.	575.00
31.	— do —	— do —		95/2	Nana Keddar.	575.00
32.	— do —	— do —		89/1	Vesta Keddar.	775.00
33.	— do —	— do —		91/4	Bachhubhai Ganda. Babu Ganda. Damu Ganda. Natu Ganda.	750.00
34.	— do —	— do —		91/5	Ganu Dhanji.	25.00
35.	— do —	— do —		87/1	Lakhan Gurya.	25.00
36.	— do —	— do —		87/2	Ranchod Gurya.	425.00
37.	— do —	— do —		86/1	Radkha Manju.	1,500.00
38.	— do —	— do —		81/2	Bachubhai Ganda. Babu Ganda. Daji Ganda. Natu Ganda.	25.00
39.	— do —	— do —		82	Lakhan Gurya.	925.00
40.	— do —	— do —		80/3	Ranchod Kabul.	175.00
41.	— do —	— do —		79	Karshan Raglo. Surji Raglo.	1,175.00
42.	— do —	— do —		75/2	Bucha Vishram.	525.00
43.	— do —	— do —		76/1	Lakhan Gurya.	1,450.00
44.	— do —	— do —		76/2	Budhia Ramji. Ranchhod Ramji.	850.00
45.	— do —	— do —		71/0	Govind Lakan. Karsan Raglo. Ranchod Gurya. Radka Manji.	2,600.00
46.	— do —	— do —		70/1	Chhanubhai Vesta. Babar Vesta. Budhia Vesta. Magji Vesta.	750.00
47.	— do —	— do —		69/1	Karsan Raglo. Ukad Rama.	900.00
48.	— do —	— do —		69/2	Bhalia Chhagan. Vallabh Chhagan. Paliben wd/o Babu Chhagan.	150.00
Total						22,900.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 7th December, 1981.

Notification
No. 22/155/81-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. For laying pipe line of 160 MLD Salauli Water Supply Scheme at Zanodem, Molcarnem and Sirvoi Villages of Quepem Taluka.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under clause 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Special Land Acquisition Officer, S.I.P., Sanguem to perform the functions of a Collector under the said Act, in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Special Land Acquisition Officer, S.I.P., Sanguem.
3. The Executive Engineer, Works Division XXVI, P.W.D., Sanguem.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Special Land Acquisition Officer, S.I.P., Sanguem for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Plot No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Quepem	Zanodem	1 (Part)	21	1) M/s M. S. B. Caculo, Panaji Goa.	7700.00
			1 (Part)	14	1) Shri Shridhar Sinai Caculo. 11) Smt. Shantabai Sinai Caculo.	6600.00
					<i>Boundaries:</i> North: S. No. 14/1, 21/1. South: S. No. 14/1, 21/1. East: Village boundary of Cotarli. West: Village boundary of Molcarnem.	
	Quepem	Molcarnem	1 (Part)	17	1) Janu Buli Cuncoliekar.	1500.00
					<i>Boundaries:</i> North: S. No. 17 Sub-Div. 2. South: S. No. 17 Sub-Div. 1. East: S. No. 19 Sub-Div. 1. West: S. No. 16.	
			2 (Part)	17	1) Janu Buli Cuncoliekar.	0.50
					<i>Boundaries:</i> North: S. No. 17 Sub-Div. 1. South: S. No. 17 Sub-Div. 1. East: S. No. 17 Sub-Div. 1. West: S. No. 17 Sub-Div. 1.	
			1 (Part)	19	1) Shri Cora Costa Pereira.	300.00
					<i>Boundaries:</i> North: S. No. 19 Sub-Div. 1. South: S. No. 19 Sub-Div. 2. East: S. No. 17 Sub-Div. 2+1. West: S. No. 17 Sub-Div. 1.	
			2 (Part)	19	1) Shri Cora Costa Pereira.	1800.00
					<i>Boundaries:</i> North: S. No. 19 Sub-Div. 1+2. South: S. No. 19 Sub-Div. 1+2. East: S. No. 19 Sub-Div. 4. West: S. No. 17 Sub-Div. 1.	
			4 (Part)	19	1) Shri Cora Costa Pereira.	0.75
					<i>Boundaries:</i> North: S. No. 19 Sub-Div. 2. South: S. No. 19 Sub-Div. 4. East: S. No. 20 Sub-Div. 1. West: S. No. 19 Sub-Div. 2.	
			1 (Part)	20	1) Shri Cora Costa Pereira.	420.00

1	2	3	4	5	6	7
					<i>Boundaries:</i>	
					North: S. No. 20 Sub-Div. 1.	
					South: S. No. 20 Sub-Div. 1.	
					East: Nala.	
					West: S. No. 19 Sub-Div. 4.	
Quepem	Molcarnem	3 (Part)	44	1) Jana Buli Cuncolikar.		120.00
				<i>Boundaries:</i>		
				North: S. No. 44 Sub-Div. 3.		
				South: S. No. 44 Sub-Div. 3.		
				East: S. No. 44 Sub-Div. 4.		
				West: Nala.		
		4 (Part)	44	1) Bhavani Krishna Rage.		2200.00
				<i>Boundaries:</i>		
				North: S. No. 44 Sub-Div. 4.		
				South: S. No. 44 Sub-Div. 4.		
				East: Road.		
				West: S. No. 44 Sub-Div. 3.		
		—	45	1) Bhavani Krishna Rage.		4600.00
				<i>Boundaries:</i>		
				North: S. No. 45.		
				South: S. No. 45.		
				East: Nala.		
				West: Road.		
		—	62	1) M/s M. S. B. Caculo, Panaji.		1100.00
				<i>Boundaries:</i>		
				North: S. No. 62.		
				South: S. No. 62.		
				East: S. No. 63.		
				West: S. No. 62.		
		—	63	1) M/s M. S. B. Caculo, Panaji.		2500.00
				<i>Boundaries:</i>		
				North: S. No. 63.		
				South: S. No. 63.		
				East: Village Zanodem.		
				West: S. No. 62.		
Quepem	Sirvoi	12	125	1) Damodar Anant Verenekar.		2050.00
		3	128	1) Damodar Anant Verenekar.		250.00
		4	128	1) Comunidade of Sirvoi.		875.00
		3	129			3350.00
		3	130	1) Pandurang Bhandari.		5250.00
		5	130	1) — do —		775.00
		4	150	1) Vishwanath Shiyram Shirvoikar..		100.00
		5	150	1) Yesao Shirvoikar.		525.00
		8	150	1) Narayan Shirvoikar.		125.00
		50	150	i) Sundarbai Sinai.		625.00
				ii) Robert Dias.		
				iii) Govind V. Kunkalikar.		
		101	151	i) Shrinivasa Kunkolikar.		25.00
		104		ii) Dinanath V. Kunkolikar.		
		106				50.00
		107				75.00
		108				100.00
		109				50.00
		110				100.00
				<i>Boundaries:</i>		
				North: S. No. 125/12, 128/3 & 4.		
				S. No. 129/3 & 130/3 & 5.		
				South: S. No. 125/12, 128/3 & 4, 129/3 & 130/3 & 5.		
				East: S. No. 158/1.		
				West: River.		
		3	156	i) Anant Shirvoikar.		375.00
				ii) Comunidade of Sirvoi.		
				iii) Rudragi V. Shirvoikar.		
		1	157	i) Nillu Purshottam Gaunu.		4100.00
		1	158	i) Comunidade of Sirvoi.		3475.00
				<i>Boundaries:</i>		
				North: S. No. 156/3, 157/1, 158/1.		
				South: S. No. 156/3, 157/1, 158/1.		
				East: S. No. 150/50.		
				West: S. No. 130/3.		

1	2	3	4	5	6	7
	Quepem	Sirvoi	68	69	i) Bhutto Anant Shirvoikar.	25.00
			69	69	ii) Shambu Vasant Shirvoikar.	50.00
			70	69	iii) Gangadhar Pandurang Shirvoikar.	150.00
			71	69	iv) Haridatt Shiva Shirvoikar.	200.00
			73	69	v) Anusuya Rajaram Shirvoikar.	75.00
			74	69	vi) Ganardan Gopal Shirvoikar.	50.00
					<i>Boundaries:</i>	
					North: S. No. 70, 69/68, 69/70, 71, 73, 74.	
					South: S. No. 70, 69, 71, 73, 76, 77, 79, 80.	
					East: Road.	
					West: 71/1.	
			76	69	7) Somnath Dattaram Shirvoikar.	25.00
			77	69	8) Raya Anant Shirvoikar.	125.00
			79	69	9) Nilkant Fatu Shirvoikar.	50.00
					10) Paulino Lacoree.	
					11) Vishwanath Shivram Shirvoikar.	
					12) Ganesh Dharam Pai Anglo.	
					13) Gajanan Narayan Shirvoikar.	
					14) Ramkrishna Govind Shirvoikar.	
					15) Rudraji Vishwanath Shirvoikar.	
					16) Kashinath Vasant Shirvoikar.	
					17) Dinanath Vasant Shirvoikar.	
					18) Laximan Rajaram Shirvoikar.	
					19) Ramesh Vaman Shirvoikar.	
					20) Sundarbai Bhikaji Shirvoikar.	
					21) Uttam Jaiwant Nagarsekar.	
					22) Pandharinath Narayan Shirvoikar.	
					<i>Boundaries:</i>	
					North: S. No. 70, S. No. 69/68, 69 70, 71, 73, 74.	
					South: S. No. 70 & S. No. 69/71, 73, 76, 77, 79, 80.	
			—	70	i) Bhutto Anant Shirvoikar.	1025.00
			1	71	i) — do —	75.00
			1	75	i) Babu Shirvoikar.	1175.00
			1	72	i) Sundarbai Sinai.	1825.00
			231	79	1) Vasant Trivikram Kunde.	600.00
			233	79	2) Samba Vasant Shirvoikar.	25.00
			234	79	3) Gangadhar Pandurang Shirvoikar.	25.00
			235	79	4) Bhutto Anant Shirvoikar.	25.00
			236	79	5) Shankar Anant Shirvoikar.	25.00
			237	79	6) Ghanasham Anant Shirvoikar.	50.00
			238	79	7) Vishnu Anant Shirvoikar.	50.00
			239	79	8) Raya Anant Shirvoikar.	25.00
			242	79	9) Nilkant Fotu Shirvoikar.	25.00
			243	79	10) Paulo Lacudo.	25.00
			245	79	11) Dr. Rudraji Vishwanath Shirvoikar.	50.00
			246	79	12) Uttam Jaiwanth Shirvoikar.	50.00
			247	79	13) Sundarbai Bhikappa Sinai.	50.00
			248	79	14) Narayan Pundarinath Shirvoikar.	50.00
			249	79	15) Kashinath Vasant Shirvoikar.	50.00
			250	79	16) Ramesh Vaman Shirvoikar.	50.00
			257	79	17) Veshwanath Shivram Shirvoikar.	50.00
			263	79	18) Gajanan Dharmu Shirvoikar.	25.00
			264	79	19) Gajanan Narayan Shirvoikar.	50.00
			265	79	20) Ramkrishna Govind Shirvoikar.	50.00
					<i>Boundaries:</i>	
					North: S. No. 79/231, 234, 235, 236, 233, 263, 264, 242, 265, 266, 243, 284, 285, 245, 246, 247, 248, 249, 250, 309, 334, 355, 272, 287, 288, 289, 290, 291, 292, 335, 336, 257, 276, 277, 278, 279, 280, 337, 356, 357, 388, 373, 374, 375, 392, 376.	
					South: S. No. 79/231, 238, 239, 308, 330, 231, 232, 282, 283, 284, 285, 245, 246, 247, 248, 249, 250, 353, 354, 355, 272, 372, 287, 288, 289, 290, 291.	
					East: S. No. 81/1.	
					West: Road.	

1	2	3	4	5	6	7
	Quepem	Sirvoi	266	79	1) Vasant Trivikram Kunde. 2) Shamba Vasant Shirvoikar. 3) Gangadar Pandurang Shirvoikar. 4) Bhutto Anant Shirvoikar. 5) Shankar Anant Shirvoikar. 6) Ganasham Anant Shirvoikar. 7) Vishnu Anant Shirvoikar. 8) Raja Anant Shirvoikar. 9) Nilkant Futto Shirvoikar. 10) Paulo Lacerda. 11) Dr. Rudragi Vishwanath Shirvoikar. 12) Uttam Jaivanth Nagarsekar. 13) Sundarbai Bikapa Sinai. 14) Narayan Pandarinath Shirvoikar. 15) Kashinath Vasant Shirvoikar. 16) Ramesh Vaman Shirvoikar. 17) Vishwanath Shivam Shirvoikar. 18) Gajanan Darmu Pai Anglo. 19) Gajanan Narayan Shirvoikar. 20) Ramkrishna Govind Shirvoikar.	25.00
			272	79	— do —	100.00
			276	79	— do —	25.00
			277	79	— do —	25.00
			278	79	— do —	25.00
			279	79	— do —	75.00
			280	79	— do —	75.00
			281	79	— do —	50.00
			282	79	— do —	75.00
			283	79	— do —	75.00
			284	79	— do —	50.00
			285	79	— do —	75.00
			287	79	— do —	100.00
			288	79	— do —	75.00
			289	79	— do —	75.00
			290	79	— do —	125.00
			291	79	— do —	100.00
			292	79	— do —	125.00
			308	79	— do —	50.00
			309	79	— do —	25.00
			330	79	— do —	25.00
			331	79	— do —	25.00
			332	79	1) Vasant Trivikram Kunde. 2) Shambu Vasant Shirvoikar. 3) Gangadar Pandurang Shirvoikar. 4) Bhutto Anant Shirvoikar. 5) Shankar Anant Shirvoikar. 6) Ganasham Anant Shirvoikar. 7) Vishnu Anant Shirvoikar. 8) Raja Anant Shirvoikar. 9) Nilkant Futto Shirvoikar. 10) Paulo Lacerda. 11) Dr. Rudragi Vishwanath Shirvoikar. 12) Uttam Jaivanth Nagarsekar. 13) Sundarbai Bikapa Sinai. 14) Kashinath Vasant Shirvoikar. 15) Kashinath Vasant Shirvoikar. 16) Ramesh Vaman Shirvoikar. 17) Vishwanath Sivam Shirvoikar. 18) Gajanan Darmu Pai Anglo. 19) Gajanan Narayan Shirvoikar. 20) Ramkrishna Govind Shirvoikar.	25.00
			333	79	— do —	75.00
			334	79	— do —	50.00
			335	79	— do —	125.00
			336	79	— do —	75.00
			337	79	— do —	75.00
			353	79	— do —	25.00
			354	79	— do —	75.00
			355	79	— do —	100.00
			356	79	— do —	25.00

1	2	3	4	5	6	7
Quepem	Sirvoi	357	79	1) Vasant Trivikaram Kunde.		25.00
				2) Shambu Vasant Shirvoikar.		
				3) Gangadar Pandurang Shirvoikar.		
				4) Bhutto Anant Shirvoikar.		
				5) Shankar Anant Shirvoikar.		
				6) Ganasham Anant Shirvoikar.		
				7) Vishnu Anant Shirvoikar.		
				8) Raja Anant Shirvoikar.		
				9) Nilkant Futto Shirvoikar.		
				10) Paulo Lacerda.		
				11) Dr. Rudragi Vishwanath Shirvoikar.		
				12) Uttam Jaivanth Nagarsekar.		
				13) Sundarbai Bikapa Sinai.		
				14) Kashinath Vasant Shirvoikar.		
				15) Kashinath Vasant Shirvoikar.		
				16) Ramesh Vaman Shirvoikar.		
				17) Vishwanath Shivam Shirvoikar.		
				18) Gajanan Darmu Pai Anglo.		
				19) Gajanan Narayan Shirvoikar.		
				20) Ramkrishna Govind Shirvoikar.		
		373	79	— do —		25.00
		374	79	— do —		25.00
		375	79	— do —		25.00
		376	79	— do —		100.00
		387	79	— do —		50.00
		388	79	— do —		50.00
		389	79	— do —		50.00
		390	79	— do —		50.00
		391	79	— do —		75.00
		392	79	— do —		75.00
				Boundaries:		
				North: S. No. 79/231, 234, 235, 236, 233, 263,		
				264, 242, 265, 266, 243, 284, 285, 245,		
				246, 247, 248, 249, 250, 309, 334, 272,		
				287, 288, 289, 290, 291, 292, 335, 536,		
				257, 276, 277, 278, 279, 280, 337, 356,		
				357, 388, 373, 374, 375, 392, 376.		
				South: S. No. 79/231, 238, 239, 308, 330, 231,		
				232, 282, 285, 284, 285, 245, 246, 247,		
				248, 249, 250, 353, 354, 355, 272, 372,		
				287, 288, 289, 290, 291.		
				East: S. No. 81/1.		
				West: Road.		
		1	81	1) Vasant Trivikaram Kunde.		1000.00
				2) Shambu Vasant Shirvoikar.		
				3) Gangadar Pandurang Shirvoikar.		
				4) Bhutto Anant Shirvoikar.		
				5) Shankar Anant Shirvoikar.		
				6) Ganasham Anant Shirvoikar.		
				7) Vishnu Anant Shirvoikar.		
				8) Raja Anant Shirvoikar.		
				9) Nilkant Futto Shirvoikar.		
				10) Paulo Lacorda.		
				11) Dr. Rudragi Vishvanath Shirvoikar.		
				12) Uttam Jaivanth Nagarsekar.		
				13) Sundarbai Bikapa Sinai.		
				14) Narayan Pandarinath Shirvoikar.		
				15) Kashinath Vasant Shirvoikar.		
				16) Ramesh Vaman Shirvoikar.		
				17) Vishvanath Sivam Shirvoikar.		
				18) Gajanan Darmu Pai Anglo.		
				19) Gajanan Narayan Shirvoikar.		
				20) Ramkrishna Govind Shirvoikar.		
		2	81	— do —		125.00
				Boundaries:		
				North: S. No. 44.		
				South: S. No. 85 and 83.		
				East: S. No. 44 and 83.		
				West: S. No. 79, 82, 80.		
		1	83	1) Bhutto Anant Shirvoikar.		725.00
		2	83	2) Shambu Vasant Shirvoikar.		1150.00
				3) Gangashar Pandurang Shirvoikar.		
				4) Haridath Shiva Shirvoikar.		
				5) Anusuya Rajaram Shirvoikar.		
				6) Janardhan Gopal Shirvoikar.		
				7) Somnath Dattaram Shirvoikar.		

1	2	3	4	5	6	7
Quepem	Sirvoi	2	83	8) Nilkant Fatu Shirvoikar. 9) Paulina, Lacarde. 10) Raja Anant Shirvoikar. 11) Vishvanath Shivram Shirvoikar. 12) Ganesh Dharmu Pai Anglo. 13) Gajanan Narayan Shirvoikar. 14) Ramkrishna Govind Shirvoikar. 15) Rudraji Vishvanath Shirvoikar. 16) Kashinath Vasant Shirvoikar. 17) Dinanath Ranu Shirvoikar. 18) Ramesh Vaman Shirvoikar. 19) Laximan Rajaram Shirvoikar. 20) Sundarbai Bhikaji Sihari. 21) Uttam Jaiwanth Nagarsekar. 22) Pandarinath Narayan Shirvoikar.		
				Boundaries:		
				North: S. No. 79/231, 234, 235, 236, 233, 263, 264, 242, 265, 266, 243, 284, 285, 245, 246, 247, 248, 249, 250, 309, 334, 355, 272, 287, 288, 289, 290, 291, 292, 335, 336, 257, 276, 277, 278, 279, 280, 337, 356, 357, 388, 373, 374, 375, 392, 376.		
				South: S. No. 79/231, 238, 239, 308, 330, 331, 332, 282, 283, 284, 285, 245, 246, 247, 248, 249, 250, 353, 354, 355, 272, 372, 287, 288, 289, 290, 291.		
				East: S. No. 81/1. West: Road.		
		2	85	i) Gajanan Datta Gaundalkar.		25.00
		3	85	ii) Shitabai Datta Gaudalkar.		225.00
		4	85			350.00
				Boundaries:		
				North: S. No. 81/142, 83/1 & 2, 44. South: S. No. 81/1, 83/1 & 2, 85/2, 3, 4. East: Molcarnem Village. West: S. No. 79/376.		
				Total		57,741.25

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 18th December, 1981.

Notification

No. 22/110/81-RD

Whereas by Government Notification No. 22/110/81-RD dated 31-8-1981 published on page 250 of Series II, No. 26 of the Official Gazette, dated 24-9-1981 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose, viz. Construction of Community Centre under Tribal Sub Plan at Village Dunetha, Nani Daman.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A of the

said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Deputy Collector of Daman, Daman, to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Deputy Collector of Daman, Daman, till the award is made under Section 11.

SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Plot No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Daman	Dunetha	—	332/2 (Part)	Smt. Maniben Bhikha.	396.00
					Total	396.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 21st December, 1981.

Notification

No. 22/163/81-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. For Construction of road from Parvem to Mudkud at Canacona.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Land Acquisition Officer, P.W.D. (CELL), Panaji to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Land Acquisition Officer, P.W.D. (CELL), Panaji.
3. The Executive Engineer, Works Division VI, P.W.D., Fatorda, Margao.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Land Acquisition Officer, P.W.D. (CELL), Panaji for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Plot No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Canacona	Agonda		37/1	Comunidade of Agonda.	700.00
				37/3	1. Ganesh Visso Velip. 2. Thoto Mono Velip.	75.00
				38/1	Jose Gomes.	50.00
				23/1	Comunidade of Agonda.	2500.00
				23/8	Comunidade of Agonda. T: Sebastiao Miranda.	1800.00
				24	1. Govind Vaikunth Dessai. 2. Vinayak Nilba Naik Gaonkar. 3. Gangadhar Nilba Naik Gaonkar. 4. Shivaram Nilba Naik Gaonkar. 5. Pandhari Shambu Naik Gaonkar. 6. Comunidade. 7. Raghoba Nilu Fal Dessai. 8. Vasant Purshottam Naik Gaonkar. 9. Vasant Uttam Raut Dessai. 10. Baby Vishanath Naik Gaonkar. 11. Raghunath Dattu Naik Gaonkar. 12. Govind Bhiku Naik Gaonkar. 13. Vithoba Bhiku Naik Gaonkar.	6400.00
				21/11	Deu Laxhanoshwar of Agonda.	200.00
				21/12	Jose Gomes.	1100.00
				22	1. Jose Gomes. 2. Miss L. L. Gomes. 3. Caitanio F. Sales Gomes.	400.00
				18/22	1. Upasso Raghoba Phal Dessai. 2. Balsu Sada Phal Dessai.	500.00
				18/23	1. Raghoba Nilu Phal Dessai. 2. Gurgur Sada Phal Dessai. 3. Babu Shiva Phal Dessai. 4. Sapyullo Shankar Phal Dessai. 5. Babani Gargur Phal Dessai. 6. Vishwanath Catu Phal Dessai. 7. Chandrakant Shambu Phal Dessai. 8. Babu Sada Phal Dessai. 9. Devappa Bican Phal Dessai.	1000.00
				18/24	1. Uttam Vithoa Phal Dessai. 2. Narayan Shiva Fal Dessai. 3. Uday Laxman Dessai.	300.00
				18/29	1. Vishwanath Shiva Phal Dessai. 2. Putu Shiva Phal Dessai. 3. Pandhari Shiva Phal Dessai.	100.00
				15/26	Govind Puttu Phal Dessai.	200.00
				15/32	Uttam Vithoba Phal Dessai.	150.00

1	2	3	4	5	6	7
	Canacona	Agonda		15/35	1. Narayan Shiva Phal Dessai. 2. Uday Laxman Phal Dessai.	100.00
				15/36	Babu Shiva Phal Dessai.	300.00
				15/37	Laxman Ram Kamat.	100.00
				15/38	1. Narayan Shiva Phal Dessai. 2. Uday Laxman Dessai.	150.00
				15/39	Uttam Vithoba Phal Dessai.	150.00
				15/43	Deu Lakheshwar of Agonda. T. Shivram Putu Phal Dessai.	250.00
				15/48	1. Govind Narayan Naik Dessai. 2. Sangtu Narayan Naik Dessai. 3. Sundarabai V. Agondekar. 4. Narayan Bhajan Naik Dessai. 5. Purushottam Pandu Naik Dessai. 6. Chandrakant Barkelo Naik Dessai. 7. Fati Nilu Naik Dessai.	600.00
				15/49	1. Comunidade. 2. Vishwanath Katu Phal Dessai. 3. Babu Shiva Phal Dessai. 4. Devappa Bicaró Phal Dessai. 5. Raghoba Nilu Phal Dessai. 6. Puttu Shiva P. Dessai. 7. Uttam Vithoba Phal Dessai. 8. Upaso Raghoba Phal Dessai. 9. Yesso Bhikan P. Dessai. 10. Babani Gurgur Phal Dessai. 11. Gurgar Sada Phal Dessai. 12. Suppule N. Phal Dessai. 13. Chandrakant Shamba Phal Dessai. 14. Balsu Sada Phal Dessai. 15. Govind Devida. 16. Mahadeo Datta Mudkudkar. 17. Fekodi Shanu Phal Dessai. 18. Laxman Yesso Phal Dessai. 19. Elentori Hormorgi Fernandes. 20. Govind Putu Phal Dessai. 21. Rajanikant Datta Madkaikar. 22. Shivaram Putu Phal Dessai. 23. Narayan Puttu Phal Dessai. 24. Ganapati Putu Phal Dessai. 25. Saraspati Cust Phal Dessai. 26. Babu Ramchandra P. Dessai. 27. Ratnakar Nilba Naik Gaonkar. 28. Deu Lakheshwar of Agonda. 29. Mahabaleswar Balkrishna Phal Dessai.	2000.00
<i>Boundaries:</i>						
North: Survey No. 18, 15, 21, 23 & 24.						
South: Survey No. 22, 24, 38, 37, 15 & 18.						
East: Survey No. 18, 15, 21, 24 & 37.						
West: Survey No. 18, 15, 22, 24, 25 & road.						
Total						19125.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 7th December, 1981.

Notification

No. 22/109/80-RD

Whereas by Government Notification No. 22/109/80-RD dated 5-11-1980 published on page 530 & 531 of Series II, No. 37 of the Official Gazette, dated 11-12-80 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Providing navigational aid on River Mandovi at Surla-I Bicholim for const. of beacon.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A

of the said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Deputy Collector, Goa North Division, Panaji, to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Deputy Collector, Goa North Division, Panaji till the award is made under Section 11.

SCHEDULE
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Sub. Div. No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Bicholim	Surla	2(Part)	430	Laxmikant Surlekar.	36.00
Boundaries:						
North: Sy. No. 430, Sub-Div. 2.						
South: Sy. No. 430, Sub-Div. 2.						
East: Sy. No. 430, Sub-Div. 2.						
West: Sy. No. 430, Sub-Div. 2.						
Total						36.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 16th December, 1981.

Notification

No. 22/29/81-RD

Whereas by Government Notification No. 22/29/81-RD dated 26/3/1981 published on page 48 & 49 of Series II, No. 5 of the Official Gazette, dated 30/4/1981 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Construction of Forest Staff Quarters at Poriem, Satari.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section

5A of the said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Deputy Collector, Goa North Division, Panaji to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Deputy Collector Goa, North Division, Panaji till the award is made under Section 11.

SCHEDULE
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Sub-Div. No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Satari	Poriem	0	74(Part)	H: Shri Vithal Pandurang Bacre. T: Krishna Bablo Naik.	10370.00
Boundaries:						
North: Road and Sy. No. 72.						
South: Sy. No. 74.						
East: Sy. No. 72.						
West: Sy. No. 74.						
Total						10370.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 16th December, 1981.

Notification

No. 22/91/81-RD

Whereas by Government Notification No. 22/91/81-RD dated 14-9-1981 published on page 253 of Series II, No. 26 of the Official Gazette, dated 24-9-1981 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Construction of approach road to Ashram Shala at Zari, Moti Daman, Daman.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A of the

said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Deputy Collector, of Daman, Daman, to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Deputy Collector of Daman, Daman, till the award is made under Section 11.

SCHEDULE
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Plot No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Daman	Zari	—	20	Khalpa Bhula.	1,133.00
Total						1,133.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 21st December, 1981.

Notification

No. 22/67/81-RD

Whereas by Government Notification No. 22/67/81-RD dated 22-5-81 published on page 121 of Series II, No. 11 of the Official Gazette, dated 11-6-81 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Construction of Pump House and Reservoir for Rural Water Supply Scheme to Village Assolda of Quepem.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A

of the said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Land Acquisition Officer, P.W.D., Cell, Altinho-Panaji to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Land Acquisition Officer, P.W.D., Cell, Altinho-Panaji till the award is made under Section 11.

SCHEDULE
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No.	Sub-Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Quepem	Assolda	50	1 (Part)	Shri Ramnath Kashinath Raut Dessai.	706.00
Total						706.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 22nd December, 1981.

Notification

No. 22/171/81-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is needed for public purpose for Residential Development under Integrated Urban Development Programme at Porvorim, Bardez.

And Whereas in the opinion of the Government the provisions of Sub-Section (1) of Section 17 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") are applicable.

Therefore the Government is pleased to notify under Section 4 of the said Act that the said land is needed for the purpose specified above.

The Government is pleased to direct under Sub-Section (4) of Section 17 of the said Act that the provisions of Section 5A of the said Act shall not apply in respect of the said land.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any Surveyors or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of said land by sale, lease, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector after the date of publi-

cation of this Notification will under clause (Seventh) of Section 24 of the said Act, be disregarded by the Officer assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in the due course. If the acquisition is abandoned wholly or in part, the fact will be duly notified in the Official Gazette.

4. The Government is further pleased to appoint under Clause (c) of Section 3 of the said Act the Deputy Collector, (L.A.O.), Panaji to perform the functions of the Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under Sub-Section (2) of Section 4 of the said Act, the following Officer to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Deputy Collector (L.A.O.), Panaji.
3. The Chief Town Planner, Town and Country Planning Department, Panaji.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the Office of the Deputy Collector (L.A.O.), Panaji from the date of this Notification.

SCHEDULE
(Description of the said land)

Taluka	Village	Plot No.	Survey No.	Name of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Bardez	Pilerne	—	77 (Part)	Mrs. Maria Zita do Jesus Pinto.	94,500.00
<p style="text-align: center;"><i>Boundaries:</i> North: Survey No. 17. South: Survey No. 76. East: Road. West: Survey No. 77.</p>					
Total					94,500.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 16th December, 1981.

Notification

No. 22/108/80-RD

Whereas by Government Notification No. 22/108/80-RD dated 4-11-80 published on page 437 of Series II, No. 33 of the Official Gazette, dated 13/11/1980 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Providing Navigational aid on River Mandovi at Surla II, Bicholim for construction of Beacon.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A

of the said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Deputy Collector, Goa North Division, Panaji to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Deputy Collector, Goa North Division, Panaji till the award is made under Section 11.

SCHEDULE
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Sub-Div. No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
I.	Bicholim	Surla	1 (Part)	430	Shri Laxmikant Surlekar.	36.00
<p style="text-align: center;"><i>Boundaries:</i> North: Sy. No. 430 Sub-Div. 1. South: Sy. No. 430 Sub-Div. 1. East: Sy. No. 430 Sub-Div. 1. West: Sy. No. 430 Sub-Div. 1.</p>						
Total						36.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 21st December, 1981.

Notification

No. 22/1/81-RD

Whereas by Government Notification No. 22/1/81-RD dated 7-2-1981 published on page 696 & 697 of Series II, No. 47 of the Official Gazette, dated 19-2-81 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Construction of Pirla Sulcorna Road at Quepem.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A

of the said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Land Acquisition Officer, PWD Cell, Altinho-Panaji, to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Land Acquisition Officer, PWD Cell, Altinho-Panaji, till the award is made under Section 11.

SCHEDULE
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No.	Sub. Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Quepem	Pirla	11	14 (Part)	Shri Shantaram Shanu Gaonkar. Shri Pundalik S. Gaonkar.	450.00
2.	— do —	— do —	11	11 (Part)	Shri Balcrisna Sadashiv F. Dessai. Shri Vishwanath Sadashiv F. Dessai. Shri Ragoba Sadashiv F. Dessai.	700.00
3.	— do —	— do —	11	12 (Part)	Shri Anant Dattu Fal Dessai.	495.00
4.	— do —	— do —	18	1 (Part)	Shri Shankar Buzul Gaonkar. Shri Ragoba P. Naik Dessai. Shri Govind Shamba Naik Dessai.	750.00
5.	— do —	— do —	18	7 (Part)	Shri Gopinath Ram Gaonkar. Shri Narayan Puttu Gaonkar. Shri Gamba Ezzo Gaonkar.	310.00
6.	— do —	— do —	18	8 (Part)	Shri Zulpo Kust Fal Dessai. Shri Babani Kust Fal Dessai. Shri Kashinath Kust Fal Dessai. Shri Purshottam Kust Fal Dessai.	385.00
7.	— do —	— do —	16		Shri Hari S. N. Kurade. Shri Prakash S. N. Kurade. Shri Zulpo Kust Fal Dessai. Shri Babani Kust Fal Dessai. Shri Kashinath Kust Fal Dessai. Shri Purshottam Kust Fal Dessai.	4930.00
8.	— do —	— do —	23		Shri Pauto Soiru Fal Dessai. Shri Manguesh S. Fal Dessai. Shri Hari S. N. Kurade. Shri Prakash S. N. Kurade.	2400.00
9.	— do —	— do —	15	4 (Part)	Shri Hari S. N. Kurade. Shri Prakash S. N. Kurade.	1015.00
10.	— do —	— do —	1	1 (Part)	Shri Shantaram Shanu Gaonkar. Shri Hari S. N. Kurade. Shri Prakash S. N. Kurade.	80.00
11.	— do —	— do —	1	2 (Part)	Shri Balkrishna S. F. Dessai. Shri Vishwath Sadashiv Fal Dessai. Shri Ragoba Sadashiv Fal Dessai. Shri Hari S. N. Kurade. Shri Prakash S. N. Kurade.	275.00
12.	— do —	— do —	1	3 (Part)	Shri Anant Dattu Fal Dessai.	270.00
13.	— do —	— do —	1	8 (Part)	Shri Narayan Butto Gaonkar.	250.00
14.	— do —	— do —	19	1	Shri Balcrisna Sadashiv Fal Dessai. Shri Vishwath Sadashiv Fal Dessai. Shri Ragoba Sadashiv Fal Dessai.	50.00
Total						12,360.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

S. Regunathan, Secretary (Revenue).

Panaji, 18th December, 1981.

Industries and Labour Department

Order

No. 28/2/79-ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Administrator of Goa, Daman and Diu.

S. D. Sadhale, Under Secretary (Industries and Labour).

Panaji, 15th December, 1981.

IN THE LABOUR COURT GOA, DAMAN & DIU,
AT PANAJI

(Before Dr. Renato de Noronha, Hon'ble Presiding Officer)

Application No. LCC/27/79

Mrs. Joan O. Nazareth,
A-10/2 Sand Dunes,
Mira-Mar, Panaji.
v/s.

— Applicant

The Secretary,
Sharada Mandir School,
Mira-Mar, Panaji.

— Opponent.

Applicant represented by Shri George Vaz.

Panaji, Date: 25-11-1981.

AWARD

This is an application filed by the above Applicant against the above Opponent, claiming her wages, as a Part-time teacher, for the period from 16-3-79 to 15-4-79, at the rate of Rs. 375/- per month.

2. The Opponent, in his written statement has raised a preliminary objection, alleging that since the applicant applied for her appointment to the Sharada Mandir Trust and also submitted her resignation to the said trust, which always paid her salary, this application ought to have been directed against the trust or its representative and not against the Opponent, who is not the proper party.

On merits, it is contended that the Applicant has no right to the payment claimed under Rule 74 (13) of the Grant-in-Aid Code and Rule 10 (i) and (vii) of the School Rules, which clearly state that a teacher giving notice during the vacation or at the beginning of the school year shall not be entitled to vacation pay. That, according to the circular of the school dt. 17-1-79, the academic year 1978 of the school ended on 24-2-79 and the school reopened for the next academic year on 9-3-79. The Applicant was paid 15 days wages for the holidays (from 24-2-79 to 8-3-79), she submitted her resignation on 16-3-79 i.e. 8 days after the school reopened for the new academic year and worked upto 16-4-79. She was paid of her salaries including March less the 15 days holidays mentioned above which she is not entitled to claim.

3. In her rejoinder, the Applicant contends that the school was throughout represented by the Secretary and that is why she has named the Secretary as Opponent. However, if the court feels that there is misdescription of parties, necessary corrections be made and the Sharada Mandir Trust be added as a party to the proceedings.

On merits, she admits the correctness of Para 3(b) of the written statement of the Opponent, regarding date of closure of the academic year 1978 and the date of re-opening of new academic year 1979 and states that the notice given by her to the Opponent is much after the vacation period was over and the new academic year started.

4. The following issues were framed by the court:—

(1) Does the Applicant prove that she is entitled to recover from the Opponent wages for the period from 15th March to 16th April, 1979, amounting to Rs. 375/-?

(2) Does the Opponent prove that she is not the proper party, and therefore, the Application should be dismissed?

(3) Does the Opponent prove that the Applicant has no right to demand the payment she claims as per the Rule 74/No. 13 of the Grant-in-Aid Code and Rules 10/1 and VII of the Sharada Mandir Teachers' Service Rules?

(4) Does the Opponent prove that the Academic Year 1978 ended on 24-2-1979 and the school re-opened for the next Academic Year on 9-3-1979?

(5) Does the Applicant prove that she gave one calendar month's notice to the Opponent as per Grant-in-Aid Code Rules and the Sharada Mandir Teachers' Rules?

(6) Does the Applicant prove that Rules No. 74/No. 13 of the Grant-in-Aid Code and Rules 10/1 and VII of the Sharada Mandir Trust Teachers' Service Rules are not applicable to her case as she gave him notice after the vacation was over and after the new Academic Year had already started?

(7) Does the Applicant prove that the Opponent was not entitled to deduct Applicant's salary for 12 days vacation and even if she was entitled to do so, the Opponent is not at all justified in withholding her one month's salary from 15-3-1979 to 16-4-1979.

5. By his application dt. 31-7-80 the Opponent pressed that the preliminary objection raised by him be decided first by the court. Date was fixed for arguments on this point and order was passed by Dr. Coelho on 27-8-80, holding the Opponent as a proper party in his capacity as representative of the Sharada Mandir Trust.

6. On the date fixed for the hearing of the case on merits, the Opponent remained absent and, therefore, the case proceeded ex-parte, regarding him. The representative of the Applicant examined the Applicant on oath and her statement is on record. Arguments were advanced by the representative of the Applicant as well as by the Applicant and now the case is before me for delivering the Award.

7. The Applicant, in her statement before the court, has produced the following Exhibits:

Exhibit W-1 is the letter dt. 16-3-79, addressed by the Applicant to the Opponent, tendering her resignation w.e.f. 15-4-79.

Exhibit W-2 is the reply dt. 6-4-79, signed by the Opponent, to the Applicant, stating that her request is time-barred and made without following the minimum advance period prescribed by law for notice, but nevertheless it is granted, provided the Applicant repays her salary equivalent to one month.

Exhibit W-3 are the Sharada Mandir Teachers' Service Rules.

8. From the appointment letter filed by the Applicant it is shown that her appointment is temporary, on probation, and that her monthly salary is Rs. 375/-. This was also confirmed by the Applicant in her statement before the court.

The Applicant, being temporary, had to give one calendar month's notice for her resignation from the post (Rule 10 (VII) of the Sharada Mandir Teachers' Service Rules, hereinafter called the rules. The last para of these rules reads as follows:

"A teacher giving notice during the vacation or at the beginning of the school year shall not be entitled to vacation pay."

It is an admitted fact that the Academic Year 1978-1979 ended on 24-2-79 and the new Academic Year 1979-80 started on 9-3-79. The notice Exhibit W-1 is dt. 16-3-79 and the resignation sought is w.e.f. 15-4-79. The notice, therefore, is within time i.e. within the calendar month prescribed by Rule 10(vii) of the Rules. However, it was given in the beginning of the new Academic Year, which started on 9-3-79, and therefore, the Applicant is not entitled to vacation period, under the last portion of Rule 10(vii) quoted above. She will be entitled only to claim her pay from 16-3-79 to 16-4-79, during which period she has effectively worked, with deduction of 13 days of vacation, which deduction, otherwise, has been already made, as stated in Para 4 of the written statement of the Opponent.

9. In view of the above, I make the following order:—

ORDER

Applicant's request for one months salary at the rate of Rs. 375/- per month from 15-3-79 to 16-4-79 is hereby granted. The Opponent is directed to pay the same to the Applicant alongwith Rs. 100/- as costs.

Dr. Renato de Noronha
Presiding Officer,
Labour Court.

Order

No. 28/2/79-ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Administrator of Goa, Daman and Diu.

S. D. Sadhale, Under Secretary (Industries and Labour).
Panaji, 15th December, 1981.

**IN THE LABOUR COURT, GOA, DAMAN & DIU,
AT PANAJI**

(Before *Dr. Renato de Noronha*, Hon'ble Presiding Officer)

Application No. LCC/26/79

Mrs. Maria Esperanca D'Souza,
Bastora Xell, Bardez-Goa.

— Applicant.

v/s.

The Secretary,
Sharada Mandir School,
Mira-Mar, Panaji.

— Opponent.

Applicant represented by *Shri S. Carvalho* and
Shri George Vaz.

Panaji, Date: 20-11-1981.

AWARD

This is an application filed by the above Applicant against the Secretary of Sharada Mandir School, hereinafter called the Opponent, claiming her wages as Teacher for the period from 1-2-79 to 16-4-79, at the rate of Rs. 375/- per month, amounting to Rs. 945/-, Gratuity for the period from July '73 to April '79 (6 years), corresponding to 3 months wages, amounting to Rs. 1125/- and Provident Fund contribution from the employer's side for the period 1973-1979, amounting to Rs. 1728/-, totalling Rs. 3798/-.

2. The Opponent, in his written statement, has raised a preliminary objection, alleging that since the Applicant had applied for her appointment to the Sharada Mandir Trust and also submitted her resignation to the said Trust, which always paid her salary, this application ought to have been directed against the said trust or its representatives and not against the Opponent, who is not the proper party.

On merits, he has contended that the Applicant, who has resigned voluntarily from the services, is not entitled to Gratuity as per some rulings he has quoted. She was a temporary Teacher between 1973 to 1974 and worked as a permanent Teacher from January '75 to April '79 i.e. for 4 yrs. and 3½ months. A temporary Teacher is not entitled to Gratuity and for permanent Teachers Gratuity was never given to those with less than 5 years of permanent service. Besides, the services of the Applicant as a permanent teacher were as a part-time teacher, working only four hours a day and receiving a fixed pay, without discriminating a basic pay and the allowances. He has relied for this purpose in some rulings he has quoted. In so far her claim for 3 months pay is concerned, it is contended that, as a permanent teacher, she has to submit her resignation with a prior notice of 3 months subject to forfeiture of the pay for this period, in case the above requirement is not complied with. The Applicant has not fulfilled this condition, alleging that she continued as a temporary teacher till the termination of her services. This argument, however, holds no good as per Rule 68 of the Grant-in-Aid Code, which specifically provides that a teacher, who has completed two years of service, is professionally qualified and is not given any warning etc. in writing for unsatisfactory work or behaviour during the probation period of two years, will be treated as permanent for the purpose of termination of service and leave, though the management has not confirmed her. Finally, regarding the Provident Fund, it is contended that no employee has the right to claim from the employer Provident Fund without having put in at least 5 years of service by appointment on probation, followed by confirmation. The Applicant has only 4 years 3½ months service in this situation since her prior appointments were merely temporary and for a fixed period, and therefore, her claim for Provident Fund holds no good.

3. In her rejoinder, the Applicant contends that she has moved her application against the Opponent because her appointment letter was made at the hand of the Secretary of the Trust; that her appointment was as a temporary teacher and as per Rule 3(vi) of the Sharada Mandir Teachers' Service Rules, she remained a temporary teacher until 15-3-79, date of her resignation after giving the required one months calendar notice.

4. The following issues were framed by my Learned Predecessor Dr. Coelho:

- 1) Does the Opponent prove that he is not the proper Party?
- 2) Does the Applicant prove that she is entitled to recover from the Opponent the following wages and benefits:

(i) Earned Wages for the period from 1-2-79 to 16-4-79 @ Rs. 375/- p.m.	Rs. 945/-
(ii) Gratuity for the period from July 1973 to April 1979 (6 yrs.) — 3 months wages	Rs. 1125/-
(iii) Provident Fund for the period 1973-79 (employees contribution)	Rs. 1728/-
Total:	Rs. 3798/-

- 3) Does the Opponent prove that since the Applicant has resigned from service, she is not entitled to Gratuity?

- 4) Does the Opponent prove that from 1973 to 1974 the Applicant was only a temporary teacher and, therefore, is not entitled to any Gratuity?
- 5) Does the Opponent prove that from January 1975 to April 1979 (1 yr. and 3 and half months), the Applicant was a permanent teacher and since she had no sufficient qualifying service i.e. of, at least, 5 years she is not entitled for Gratuity?
- 6) Does the Opponent prove that the Applicant, as a permanent teacher, had to submit her resignation with a prior notice of 3 months subject to forfeiture of the pay for this period in case the above requirement is not complied with?
- 7) Does the Opponent prove the Applicant has no right to collect the Provident Fund?

5. By his application dated 31-7-80 the Opponent pressed that the preliminary objection raised by him be decided first by the Court. Date was fixed for arguments on this point and order was passed by Dr. Coelho on 27-8-80, holding the Opponent as a proper Party, in his capacity as a representative of the Sharada Mandir Trust.

6. On the date fixed for the hearing of the case on merits, the Opponent remained absent, and therefore, the case proceeded ex-parte against him. The representative of the Applicant examined the Applicant on oath and her statement is on record. Arguments were advanced by the said representative and now the case is before me for delivering the Award.

7. Let us see, therefore, whether the Applicant herein has succeeded in proving her case. She has produced, in the course of her statement before the Court, the following Exhibits, amongst others:

Exhibit A-2 is the order of her appointment, which is dated 25-6-1973 and signed by the Opponent as Secretary for the Sharada Mandir Trust. In this appointment letter, it is stated that the Applicant has been appointed for the post of Teacher in the Sharada Mandir School in the KJ Section, that the appointment is temporary till 31-12-1973 as a Part-Time Teacher and that her monthly salary will be Rs. 250/- only as fixed pay. Alongwith the letter she was also given the Sharda Mandir Teachers' Service Rules.

Exhibit A-3 are the said rules.

Exhibit A-4 is the copy of her resignation letter, which is dated 15-3-1979, addressed to the Secretary, Sharada Mandir Trust in which the Applicant has stated that she wishes to tender her resignation w.e.f. 5-6-1979 for the reasons mentioned therein and requested that her resignation be accepted in writing and she be paid her salary till 5-6-79.

Exhibit A-5 is the reply dated 6-4-79 of the Sharada Mandir Trust, signed by the Secretary, Opponent herein, to the letter Exhibit A-4 of the Applicant, in which it is stated that, although the request of the Applicant is time-barred as it was made without following the minimum advance period prescribed by law for notice, it is nevertheless granted provided she repays to the school her salary of three months.

Exhibit A-6 is the letter of application dt. 16-4-79 addressed to the Secretary, Sharada Mandir Trust, in reply to Exhibit A-5, wherein she says that she is not a permanent teacher and hence is covered by Rule 10 (vii) of the Rules.

And, finally, Exhibit A-7 is the letter of the Sharada Mandir Trust dt. 2-5-79 signed by the Secretary in reply to the letter Exhibit A-6 informing the Applicant that the decision conveyed is final.

8. Rule 3 of the Sharada Mandir Teachers' Rules, briefly called Rules, gives the following definitions:

Rule 3 (x) — Permanent teacher is, one whose appointment has been confirmed in writing by the management.

Rule 3 (vii) — Probation — Subject to the contract to the contrary, every teacher shall ordinarily be on probation for a period, at least, for two years from date of appointment, provided that after the expiry of the said period the teacher should apply for his/her confirmation.

Rule 3 (viii) — Teacher — may be either permanent or non-permanent. A non-permanent teacher may be either temporary or on probation.

From the definitions mentioned above, it is clear that a teacher is permanent only when her appointment has been confirmed in writing by the management. It is not the case of the Opponent that the Applicant's appointment was confirmed in writing by the management. Opponent's contention is only that, as per Rule 68 of the Grant-in-Aid Code, she has to be deemed as permanent. It is to be noted, however, that the Applicant has stated in her statement before the court that Sharada Mandir School is not an aided school, and therefore, the Grant-in-Aid Code is not applicable to it. This assertion has not been rebutted by the Opponent.

Since the Applicant's appointment has not been confirmed in writing by the management of the Opponent and since the Grant-in-Aid Code is not applicable to the Sharada Mandir School, it not being an aided school, the Applicant is to be considered as non-permanent teacher.

9. Rule 10 (vii) provides that no teacher shall leave service without giving a calendar months notice in the case of a non-permanent teacher and 3 months notice in the case of a permanent teacher.

The last portion of this Rule provides that a teacher giving notice during the vacation or at the beginning of the school year shall not be entitled to vacation period.

Exhibit A-4 is the notice given by the Applicant to the Opponent tendering her resignation w.e.f. 5-6-79. The notice is dated 15-3-79. In this notice, she has also prayed that she may be paid till 5-6-79.

In her statement before the Court, the Applicant has stated that the term of the school went upto 16-4-79 and that she worked till the last date of the term, after which the vacation started. This assertion of the Applicant has not been rebutted by the Opponent, as there was no cross-examination. Calendar month means one of the 12 months in which the year is divided and also the space of time from any day of any such month to the corresponding day of the next month (vide Hand Book for Head Masters and Teachers 1978-1979 by Suresh G. Amonkar—Page 73).

As the notice of resignation Exhibit A-4 is dt. 15-3-79 and as the school term went upto 16-4-79, there can be no doubt that Applicant's notice is within one calendar months time prescribed by Rule 10 (vii) for non-permanent teachers. The notice was not given during vacation time, nor in the beginning of the school year, and therefore, the last portion of Rule (vii) is not attracted.

Rule 9 (ii) entitles the Applicant to vacation in her capacity as non-permanent teacher, and, therefore, the Applicant's prayer that she be paid till 4-6-79, the end of vacations, has to be granted.

10. The other prayers of the Applicant are for Gratuity and Provident Fund.

In so far payment of Gratuity is concerned, the Applicant should have approached, in proper time, the employer and the controlling authority to get her Gratuity liquidated and paid, in case she felt she was eligible for it. She could have approached the Labour Court in appeal, in case she was not satisfied with the decision of the controlling authority in this connection (Section 7 of the Payment of Gratuity Act, 1972). The Applicant, having not followed the procedure prescribed by law, cannot now claim directly from this Court the Gratuity she feels entitled to. It was for the controlling authority to decide whether the Applicant was entitled to any Gratuity and, if so, to what amount.

11. Regarding Provident Fund, it is contended by the Applicant that the school had to collect her contribution and add its own contribution, as per the provisions of Employees' Provident Fund and Miscellaneous Provisions Act, 1952, hereinafter called Provident Fund Act. Since the school failed to collect her contribution, she has prayed that the school be directed to pay her what the school would have contributed for the Applicant's Provident Fund.

This prayer, however, cannot succeed. If the Applicant was eligible for Provident Fund and the school did not deliberately enroll her, in order to avoid its own contribution, as it is contended by the Applicant, she had to make a complaint to the authorities mentioned in the Provident Fund Act, who would enquire into the matter and make a report in writing of the facts constituting the offence and the proper Court would have taken action, on the basis of such report under Section 14-AC of the Provident Fund Act. Having failed to do so, she cannot now approach this court to get redress.

12. In view of all that has been stated above, I pass the following order:

ORDER

The Opponent is hereby directed to pay to the Applicant her 3 months salary for March, April and May '79 and also the salary due for the vacation period which went upto 4-6-79 at the rate of Rs. 375/- per month plus costs of Rs. 100/-.

Applicant's claim for Gratuity and Provident Fund is hereby dismissed.

Dr. Renato de Noronha
Presiding Officer
Labour Court.